

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Terry Keith Bryant  
Serial No. : 10/767,396  
Filed : January 23, 2004  
For : METHOD OF IMPROVING MEDICAL APPARATUS IN  
ORDER TO REDUCE OR REPLACE ANCILLARY MEDICAL  
ASSISTANCE BY EMPLOYING AUDIBLE VERBAL HUMAN  
SOUNDING VOICES WHICH PROVIDE INFORMATION,  
INSTRUCTIONS, WARNINGS, ALERTS AND/OR  
MEASUREMENTS AS NEEDED  
Examiner : Shirley Xueying Jian  
Art Unit : 3769  
Our File No. : 1023.8009

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**CERTIFICATION OF E-MAILING**

I hereby certify that this correspondence, and any attachments thereto, is being filed via electronic mail with the Commissioner For Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

BEATRIZ BERNAL  
Name of Person Mailing  
Paper

/beatriz bernal/  
Signature

August 13, 2010  
Date

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**STATUS LETTER**

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This is an inquiry as to the status of this case along with a basic outline and timeline of what has occurred prior to the application being reassigned to Examiner Jian.

Initially, this application was filed on January 23, 2004 and has been pending since that time. It is respectfully noted that Applicant's Supplemental Response to the last office action was filed on January 8, 2010, which is well over seven months in delaying the allowance of the application.

It is also respectfully noted that Applicant has had several telephone interviews with prior examiner Michael Astorino and always followed the prior examiner's suggestions in subsequent

Amendments to Office Actions. At the time of prior examiner Astorino's promotion within the Patent Office, Applicant had fully responded and amended the claims to successfully overcome all of the patents previously relied on by prior examiner Astorino. In fact, the last office action by prior examiner Astorino only address alleged "new matter" concerns and did not reject the claims based on any patents.

Applicant's January 8, 2010 response fully addresses and overcomes the previous alleged "new matter" issue. There has already been numerous prior art searching of Applicant's claimed invention by prior examiner Astorino. Accordingly, it is respectfully submitted that no further searching is required of Applicant's claimed invention. Applicant has previously complied with all outstanding issues, and Applicant's claims and arguments were considered acceptable by prior examiner Astorino.

As mentioned above, Applicant has patiently waited for over six years and has fully complied with all requests, suggestions and requirements of prior examiner Astorino. Such amendments highlighted the uniqueness and novelty of Applicant's claimed invention, and successfully evidenced the patentability of Applicant's claimed invention over the previously cited patents raised by prior examiner Astorino. Please take these conditions into consideration as the Applicant respectfully request that you indicate that the claims are in condition for allowance.

With all proper formalities being given favorable results to date, Applicant respectfully requests favorable action by the issuance of a Notice of Allowance to complete examination of the above-identified application.

Respectfully submitted,



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Daniel S. Polley, Reg. No. 34,902

**CUSTOMER NO. 44538**

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Sworn to and subscribed before me this 13<sup>th</sup> day of August, 2010.

Beatriz P. Bernal  
NOTARY PUBLIC

BEATRIZ P. BERNAL  
Printed Name of Notary  
My Commission Expires: JUNE 7, 2013

- ☒ Personally known  
or  
☐ Produced identification  
Type of identification: \_\_\_\_\_

